

1  
2  
3  
4 VERLIE MATTHEWS,  
5 Plaintiff,

6 v.  
7

8 J.C. PENNEY COMPANY, INC., et al.,  
9 Defendants.  
10

11 Case No. 14-cv-05583-JD  
12

**ORDER OF DISMISSAL**

13 The parties hereto, by their counsel, having advised the court that they have agreed to a settlement  
14 of this cause, **IT IS HEREBY ORDERED** that this cause of action is dismissed **without**  
15 prejudice; provided, however that if any party hereto shall certify to this court, within ninety (90)  
16 days, with proof of service thereof, that the agreed consideration for said settlement has not been  
17 delivered over, the foregoing order shall stand vacated and this cause shall forthwith be restored to  
18 the calendar to be set for trial.

19 If no certification is filed, after passage of ninety (90) days, the dismissal shall be **with** prejudice.

20 Dated: July 14, 2015

21  
22  
23 JAMES DONATO  
24 United States District Judge  
25  
26  
27  
28